

Senate Bill No. 353

Passed the Senate July 11, 2005

Secretary of the Senate

Passed the Assembly August 25, 2005

Chief Clerk of the Assembly

This bill was received by the Governor this _____ day
of _____, 2005, at _____ o'clock ____M.

Private Secretary of the Governor

CHAPTER _____

An act relating to the payment of claims against the state, making an appropriation therefor, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

SB 353, Migden. Claims against the state.

Existing law requires the California Victim Compensation and Government Claims Board to report to the Legislature when there is no sufficient appropriation available for the payment of a claim against the state allowed by the board.

This bill would appropriate \$739,417.96 from various funds to the Executive Officer of the California Victim Compensation and Government Claims Board to pay claims accepted by the board. The bill would require the Controller, upon the request of the board, in a form prescribed by the Controller, to transfer surcharges and fees from the Budget Act items of appropriation identified in this bill to Item 1870-001-0001 of Section 2.00 of the Budget Act of 2005.

This bill would appropriate \$6,384,798.15 from the Proposition 98 Reversion Account to the Executive Officer of the California Victim Compensation and Government Claims Board for payment of Sunnyvale School District desegregation claims and interest owed through the 1991-92 fiscal year.

This bill would approve the report submitted by the board on specified victim compensation claims.

This bill would declare that it is to take effect immediately as an urgency statute.

Appropriation: yes.

The people of the State of California do enact as follows:

SECTION 1. (a) The sum of seven hundred thirty-nine thousand four hundred seventeen dollars and ninety-six cents (\$739,417.96) is hereby appropriated from the various funds, as specified in subdivision (b), to the Executive Officer of the California Victim Compensation and Government Claims Board

for the payment of claims accepted by the board in accordance with the schedule set forth in subdivision (b).

(b) Pursuant to subdivision (a), claims accepted by the California Victim Compensation and Government Claims Board shall be paid in accordance with the following schedule:

Total for Fund: Deferred Compensation	
Plan Fund (0915)	\$231.59
Total for Fund: General Fund (0001)	\$394,761.41
Total for Fund: Item 0520-001-0001,	
Budget Act of 2005, Program 25	\$8,000.00
Total for Fund: Item 2400-001-0933,	
Budget Act of 2005, Program 30	\$155.00
Total for Fund: Item 2660-001-0042,	
Budget Act of 2005, Program 20.10	\$10,312.94
Total for Fund: Item 2740-001-0044(6),	
Budget Act of 2005	\$6,377.63
Total for Fund: Item 3540-001-0001(1),	
Budget Act of 2005	\$1,240.00
Total for Fund: Item 3600-001-0001(6),	
Budget Act of 2005	\$390.51
Total for Fund: Item 3600-001-0200,	
Budget Act of 2005	\$2,087.99
Total for Fund: Item 3900-001-0044(1),	
Budget Act of 2005, Program 15	\$2,132.96
Total for Fund: Item 3910-001-0100,	
Budget Act of 2005, Program 11	\$39.84
Total for Fund: Item 3940-001-0001(3),	
Budget Act of 2005, Program 10	\$1,920.00
Total for Fund: Item 4100-001-0890(1),	
Budget Act of 2005	\$223.04
Total for Fund: Item 4140-001-0143,	
Budget Act of 2005, Program 30	\$782.00
Total for Fund: Item 4200-103-0001(1),	
Budget Act of 2005	\$22,470.85
Total for Fund: Item 4260-001-0001(4),	
Budget Act of 2005	\$349.27
Total for Fund: Item 4260-001-0001,	
Budget Act of 2003	\$181.11

Total for Fund: Item 4300-003-0001(1),	
Budget Act of 2005	\$1,813.35
Total for Fund: Item 4300-101-0001(2),	
Budget Act of 2005	\$2,436.00
Total for Fund: Item 5160-001-0001(1),	
Budget Act of 2005	\$14,421.50
Total for Fund: Item 5180-001-0001,	
Budget Act of 2005, Program 25	\$266.24
Total for Fund: Item 5180-001-0001,	
Budget Act of 2005, Program 60	\$12,161.60
Total for Fund: Item 5180-111-0001,	
Budget Act of 2005, Program 25.15	\$779.47
Total for Fund: Item 5225-001-0001,	
Budget Act of 2005, Program 20	\$1,916.00
Total for Fund: Item 5225-001-0001,	
Budget Act of 2005, Program 25	\$46,745.53
Total for Fund: Item 5225-001-0001,	
Budget Act of 2005, Program 50	\$3,967.67
Total for Fund: Item 6110-001-0001(3),	
Budget Act of 2005	\$19,884.74
Total for Fund: Item 6110-001-0001(6),	
Budget Act of 2005	\$2,405.57
Total for Fund: Item 6610-001-0001(1),	
Budget Act of 2005	\$4,376.37
Total for Fund: Item 7100-001-0185(2),	
Budget Act of 2005	\$142,997.57
Total for Fund: Item 7100-001-0870(2),	
Budget Act of 2005	\$315.69
Total for Fund: Item 7100-001-0870(4),	
Budget Act of 2005	\$1,608.85
Total for Fund: Item 7100-101-0871,	
Budget Act of 2005	\$1,440.00
Total for Fund: Item 7350-001-0001(6),	
Budget Act of 2005	\$24,716.16
Total for Fund: Item 8380-001-0915,	
Budget Act of 2005, Program 54	\$3,413.70
Total for Fund: Item 8940-001-0001,	
Budget Act of 2004, Program 10	\$186.95
Total for Fund: Item 8940-001-0001,	
Budget Act of 2005, Program 10	\$77.22

Total for Fund: Public Employees	
Retirement Fund (0830)	\$1,423.44
Total for Fund: State Highway	
Account (0042)	\$227.70
Total for Fund: State Lottery	
Fund (0562)	\$180.50

SEC. 2. The sum of six million three hundred eighty-four thousand seven hundred ninety-eight dollars and fifteen cents (\$6,384,798.15) is hereby appropriated from the Proposition 98 Reversion Account to the Executive Officer of the California Victim Compensation and Government Claims Board for payment of Sunnyvale School District desegregation claims and interest owed through the 1991-92 fiscal year.

SEC. 3. Upon the request of the California Victim Compensation and Government Claims Board in a form prescribed by the Controller, the Controller shall transfer surcharges and fees from the Budget Act items of appropriation identified in subdivision (b) of Section 1 of this act to Item 1870-001-0001 of Section 2.00 of the Budget Act of 2005. For each Budget Act item of appropriation, this amount shall not exceed the cumulative total of the per claim filing fees and the surcharge authorized by Section 905.2 of the Government Code. For those items in subdivision (b) of Section 1 of this act that do not reflect a Budget Act appropriation, the Controller shall transfer an amount not to exceed the cumulative total of the per claim filing fees and the surcharge authorized by Section 905.2 of the Government Code. This amount shall be transferred for support of the board as reimbursements to Item 1870-001-0001 of Section 2.00 of the Budget Act of 2005. The board shall provide a report of the amounts recovered pursuant to this authority to the Department of Finance within 90 days of the enactment of this act.

SEC. 4. Pursuant to Section 13965 of the Government Code, the Legislature hereby approves the report submitted by the California Victim Compensation and Government Claims Board on the following victim compensation claims:

(a) Walnut Avenue Women's Center	\$48,938.00
(b) Jenesse Center	\$24,846.00

(c) Rainbow Services	\$10,917.00
(d) Claim No. 698029	\$7,500.00
(e) Claim No. 728651	\$7,350.00
(f) Claim No. 712306	\$6,733.28
(g) Claim No. 702298	\$3,209.86

SEC. 5. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

In order to settle claims against the state and end hardship to claimants as quickly as possible, it is necessary for this act to take effect immediately.

Approved _____, 2005

Governor